



**U.S. Citizenship  
and Immigration  
Services**

**Non-Precedent Decision of the  
Administrative Appeals Office**

In Re: 7492128

Date: MAR. 5, 2020

Appeal of Texas Service Center Decision

Form I-140, Immigrant Petition for Advanced Degree Professional

The Petitioner seeks to employ the Beneficiary as a senior release manager under the second-preference, immigrant category for members of the professions holding advanced degrees. *See* Immigration and Nationality Act (the Act) section 203(b)(2)(A), 8 U.S.C. § 1153(b)(2)(A).

The Director of the Texas Service Center denied the petition. The Director concluded that the Petitioner did not demonstrate its required ability to pay the combined proffered wages of this and other Form I-140 petitions it filed.

On appeal, a totality of circumstances favors the Petitioner's ability to pay the combined proffered wages of all applicable petitions. *See Matter of Sonogawa*, 12 I&N Dec. 612, 614-15 (Reg'l Comm'r 1967) (requiring adjudicators to consider factors beyond wages a petitioner paid, its net income, and its net current assets). A preponderance of evidence therefore demonstrates the eligibility of the Petitioner and the Beneficiary for the requested benefit.

**ORDER:** The appeal is sustained.